

1933 and Section 10(b) of the Securities Exchange Act of 1934 and Rule 10b-5 thereunder.

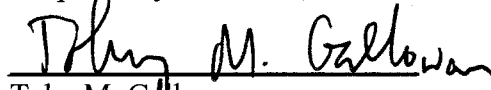
3. On May 14, 2009, the Kiselak Defendants signed an Agreed Permanent Injunction containing the terms of their agreement with the Commission, which is being filed simultaneously with this motion.

4. After the Kiselak Defendants and their counsel signed the Agreed Permanent Injunction, Plaintiff made certain stylistic changes and substituted pages appearing before the signature page. Specifically, when the Kiselak Defendants printed the document supplied by Plaintiff, certain section symbols did not print properly. Plaintiff corrected these errors, with defense counsel's express permission, and inserted the corrected versions in front of the signature pages.

For these reasons, the Commission respectfully requests that the Court enter the agreed permanent injunction.

DATED: May 14, 2009

Respectfully submitted,

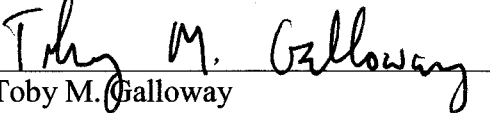


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CERTIFICATE OF CONFERENCE

I certify that I conferred with Cliff Couch, counsel for Defendants Michael J. Kiselak and Kiselak Capital Group, LLC. on May 14, 2009, regarding the subject matter of this motion. Mr. Couch stated that, consistent with his signature on the attached proposed Agreed Order, his clients agreed to the relief sought herein. In addition, Mr. Couch agreed that Plaintiff could correct certain stylistic errors, as referenced in paragraph four of the motion, and use the original signature pages.


Toby M. Galloway

CERTIFICATE OF SERVICE

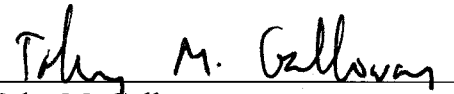
I certify that on May 14, 2009, I served this *Unopposed Motion for Entry of Agreed Permanent Injunction* on all adverse parties by causing a true copy thereof to be delivered to Federal Express for delivery by priority mail and with air freight charges prepaid and addressed to:

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